

REMARKS

Applicants' representative would like to thank Examiner Rodriguez for the courtesies extended during the interview conducted on December 10, 2008. During the interview, Applicants' representative presented arguments to the Examiner that JP 11-141483 (hereinafter the '483 Reference) fails to disclose the elements of independent Claim 1, as the '483 Reference fails to disclose a frame disposed within a suction pressure zone of a scroll machine. Rather, the frame (103) identified by the Examiner appears to be disposed within a discharge pressure zone, as the frame (103) is located within a portion of a container (1) proximate to a discharge pipe (127). Applicants' representative directed the Examiner to Paragraphs [0075] and [0111] and Figures 1 and 2 of the '483 Reference. The Examiner agreed that the frame (103) appears to be disposed within a discharge pressure zone rather than a suction pressure zone, but indicated that further study of the '483 Reference is required. The Examiner agreed to telephone Applicants' representative should the Examiner reach a different conclusion with respect to the '483 Reference upon further study. No exhibits were shown or demonstrations conducted.

Claims 1-7, 9-29, 71, 75-95, 97, 99-102, 104-106, and 108-120 are now pending in the present application. The following remarks are believed to be fully responsive to the outstanding Office Action and are believed to place the application in condition for allowance. The Examiner is respectfully requested to reconsider and withdraw the rejections in view of the remarks contained herein.

REJECTION UNDER 35 U.S.C. § 102

Claim 1 stands rejected under 35 U.S.C. § 102(b) as being anticipated by JP 11-141483. This rejection is respectfully traversed.

As discussed during the interview of December 10, 2008, Applicants respectfully submit that the '483 Reference fails to disclose a mounting frame disposed within a suction pressure zone of a scroll machine. Rather, the '483 Reference discloses a main part frame (103) that is disposed within a discharge pressure zone of a compressor. As shown in Figure 1, the main part frame (103)—identified by the Examiner as the “mounting frame” recited by independent Claim 1—is disposed proximate to and in fluid communication with a *discharge* pipe (127). See the '483 Reference at Paragraphs [0072], [0073], and [0111] and Figure 1. Because the main part frame (103) is disposed proximate to and is in fluid communication with the discharge pipe (127), Applicants respectfully submit that the main part frame (103) is disposed within a discharge pressure zone and not within a suction pressure zone of the compressor of the '483 Reference.

Based on the foregoing, Applicants respectfully submit that independent Claim 1 is in condition for allowance. Accordingly, reconsideration and withdrawal of the rejection are respectfully requested.

ALLOWABLE SUBJECT MATTER

Applicants acknowledge the allowance of Claims 75-95, 97, 99-102, 104-106 and 108-120 and the identified allowable subject matter of Claims 2-7, 9-29 and 71. Applicants

have not rewritten Claims 2-7, 9-29 and 71 in independent form, as independent Claim 1—
from which Claims 2-7, 9-29 and 71 depend—is believed to be in condition for allowance.

CONCLUSION

It is believed that all of the stated grounds of rejection have been properly traversed, accommodated, or rendered moot. Applicants therefore respectfully request that the Examiner reconsider and withdraw all presently outstanding rejections. It is believed that a full and complete response has been made to the outstanding Office Action, and as such, the present application is in condition for allowance. Thus, prompt and favorable consideration of this amendment is respectfully requested. If the Examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (248) 641-1600.

Respectfully submitted,

Dated: December 23, 2008

By: 

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